

16-104. CAUSES FOR DEBARMENT -- LIST.

(A) "CONTROLLING STOCKHOLDER" DEFINED.

IN THIS SECTION, "CONTROLLING STOCKHOLDER" MEANS A STOCKHOLDER WHO:

(1) OWNS MORE THAN 25% OF THE VOTING STOCK OF A CORPORATION; OR

(2) NOTWITHSTANDING THE NUMBER OF SHARES THAT THE STOCKHOLDER OWNS, HAS THE POWER TO DIRECT OR CONTROL THE DIRECTION OF THE MANAGEMENT OR POLICIES OF A CORPORATION.

(B) CAUSES -- JUDGMENTS.

A PERSON IS SUBJECT TO DEBARMENT UNDER THIS SUBTITLE IF--

{1} THE PERSON, AN OFFICER, PARTNER, CONTROLLING STOCKHOLDER, OR PRINCIPAL OF THAT PERSON, OR ANY OTHER PERSON SUBSTANTIALLY INVOLVED IN THAT PERSON'S CONTRACTING ACTIVITIES:

{1} (1) HAS BEEN CONVICTED, UNDER A STATE OR FEDERAL STATUTE, FOR:

1- (I) A CRIMINAL OFFENSE INCIDENT TO OBTAINING, ATTEMPTING TO OBTAIN, OR PERFORMING A PUBLIC OR PRIVATE CONTRACT; OR

2- (II) FRAUD, FORGERY, FALSIFICATION OR DESTRUCTION OF RECORDS, OR ANY OFFENSE THAT CONSTITUTES THEFT UNDER ARTICLE 27, § 341 OF THE CODE;

{1} (2) HAS BEEN CONVICTED OF A CRIMINAL VIOLATION OF A STATE OR FEDERAL ANTITRUST STATUTE;

{1} (3) HAS BEEN CONVICTED, UNDER THE RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS ACT OR MAIL FRAUD ACT, FOR ACTS IN CONNECTION WITH THE SUBMISSION OF BIDS OR PROPOSALS FOR A PUBLIC OR PRIVATE CONTRACT;

{1} (4) HAS BEEN CONVICTED OF CONSPIRACY TO COMMIT AN ACT OR OMISSION THAT CONSTITUTES GROUNDS FOR CONVICTION UNDER ANY STATUTE DESCRIBED IN SUBITEM (I), (II), OR (III) OF THIS ITEM; OR

{1} (5) HAS BEEN FOUND CIVILLY LIABLE, UNDER A STATE OR FEDERAL ANTITRUST STATUTE, FOR ACTS OR OMISSIONS IN CONNECTION WITH THE SUBMISSION OF BIDS OR PROPOSALS FOR A PUBLIC OR PRIVATE CONTRACT; OR.

{1} (C) SAME -- ADMISSIONS.